

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Yoshitsugu MORITA et al. Confirmation No.: 8735

Serial No.: 10/578,798

Filed: May 5, 2006

Group Art Unit: 1796

Examiner: LOEWE, Robert S.

For: Curable Silicone Composition And Cured Product Thereof

**DECLARATION UNDER 37 CFR §1.132 ESTABLISHING THAT THE
RELEVANT DISCLOSURE RELIED ON IS INVENTORS' OWN WORK**

We, Yoshitsugu Morita and Hiroshi Ueki, hereby declare that:

1. We are citizens of Japan.
2. We are currently employed by Dow Corning Toray Co., Ltd.
3. We are joint inventors with Minoru Isshiki and Atsushi Togashi of U.S.

Patent Application Serial No. 10/578,798, filed May 5, 2006 with a valid claim of priority to Japanese Patent App. No. 2003-378521 having a filing date of November 7, 2003.

4. We are also joint inventors with Haruhiko Furakawa and Koji Nakanishi of PCT Publication No. WO 03/072656, ("the '656 publication").

5. We have read and understand the '656 publication including the following portions thereof that were relied upon by the Examiner in rejecting the instant claims 1-4, 7-10, 12, 13, and 16-18 under 35 U.S.C. §103(a) in combination with teachings of U.S. Pre-Grant Pub. No. 2003/010962 to Kuwabara et al. as set forth in the Office Action dated July 29, 2009:

A. Paragraphs [0007] through [0013], [0025], and [0056], which describe the silicone resin that is suitable for component (A) and the silicone resin which is liquid at 25°C and which is suitable for component (B);

B. Paragraph [0028] on page 10, more particularly the description of curable resins suitable for component (I) including phenolic resins and silicone epoxy resins in lines 26-28 of paragraph [0028] on page 10; and

C. Paragraph [0031] on pages 13 and 14, more particularly the description of suitable phenolic resins as those including phenolic resins containing chemically bonded silane, polyalkylsiloxane, or fluoroalkyl groups in lines 18 and 19 of paragraph [0031] on page 13.

6. The disclosures of the '656 Publication stated above in Paragraph 5, and relied upon by the Examiner, are our own work and represent our invention. The invention was derived from us.

7. We hereby declare that all statements made herein of our own knowledge are true, that all statements made on information are believed to be true, and further that these statements were made with the knowledge that willful and false statements and the like are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or patent issued thereon.

Respectfully submitted,

November 26, 2009

Dated

Yoshitsugu Morita
Yoshitsugu Morita

Nov 30, 2009

Dated

Hiroshi Ueki

Hiroshi Ueki